



# DIGEST SUPPLEMENT

To Legislative Digest and History of Bills  
Supplement No. 8\*

FIFTY-EIGHTH LEGISLATURE

Thursday, January 23, 2003

11th Day - 2003 Regular

## SENATE

SB 5291	SB 5310	SB 5329	SB 5348
SB 5292	SB 5311	SB 5330	SB 5349
SB 5293	SB 5312	SB 5331	SB 5350
SB 5294	SB 5313	SB 5332	SB 5351
SB 5295	SB 5314	SB 5333	SB 5352
SB 5296	SB 5315	SB 5334	SB 5353
SB 5297	SB 5316	SB 5335	SB 5354
SB 5298	SB 5317	SB 5336	SJM 8004
SB 5299	SB 5318	SB 5337	SJR 8209
SB 5300	SB 5319	SB 5338	
SB 5301	SB 5320	SB 5339	
SB 5302	SB 5321	SB 5340	
SB 5303	SB 5322	SB 5341	
SB 5304	SB 5323	SB 5342	
SB 5305	SB 5324	SB 5343	
SB 5306	SB 5325	SB 5344	
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## HOUSE

HB 1253	HB 1272	HB 1291	HB 1310	HB 1329
HB 1254	HB 1273	HB 1292	HB 1311	HB 1330
HB 1255	HB 1274	HB 1293	HB 1312	HB 1331
HB 1256	HB 1275	HB 1294	HB 1313	HB 1332
HB 1257	HB 1276	HB 1295	HB 1314	HB 1333
HB 1258	HB 1277	HB 1296	HB 1315	HB 1334
HB 1259	HB 1278	HB 1297	HB 1316	HB 1335
HB 1260	HB 1279	HB 1298	HB 1317	HB 1336
HB 1261	HB 1280	HB 1299	HB 1318	HB 1337
HB 1262	HB 1281	HB 1300	HB 1319	HB 1338
HB 1263	HB 1282	HB 1301	HB 1320	HB 1339
HB 1264	HB 1283	HB 1302	HB 1321	HB 1340
HB 1265	HB 1284	HB 1303	HB 1322	HJR 4205
HB 1266	HB 1285	HB 1304	HB 1323	
HB 1267	HB 1286	HB 1305	HB 1324	
HB 1268	HB 1287	HB 1306	HB 1325	
HB 1269	HB 1288	HB 1307	HB 1326	
HB 1270	HB 1289	HB 1308	HB 1327	
HB 1271	HB 1290	HB 1309	HB 1328	

## LIST OF BILLS IN DIGEST SUPPLEMENTS

### SENATE

SB 5000	Supp. 1	SB 5032	Supp. 1
SB 5001	Supp. 1	SB 5033	Supp. 1
SB 5002	Supp. 1	SB 5034	Supp. 1
SB 5003	Supp. 1	SB 5035	Supp. 1
SB 5004	Supp. 1	SB 5036	Supp. 1
SB 5005	Supp. 1	SB 5037	Supp. 1
SB 5006	Supp. 1	SB 5038	Supp. 1
SB 5007	Supp. 1	SB 5039	Supp. 1
SB 5008	Supp. 1	SB 5040	Supp. 1
SB 5009	Supp. 1	SB 5041	Supp. 1
SB 5010	Supp. 1	SB 5042	Supp. 1
SB 5011	Supp. 1	SB 5043	Supp. 1
SB 5012	Supp. 1	SB 5044	Supp. 1
SB 5013	Supp. 1	SB 5045	Supp. 1
SB 5014	Supp. 1	SB 5046	Supp. 1
SB 5015	Supp. 1	SB 5047	Supp. 1
SB 5016	Supp. 1	SB 5048	Supp. 1
SB 5017	Supp. 1	SB 5049	Supp. 1
SB 5018	Supp. 1	SB 5050	Supp. 1
SB 5019	Supp. 1	SB 5051	Supp. 1
SB 5020	Supp. 1	SB 5052	Supp. 1
SB 5021	Supp. 1	SB 5053	Supp. 1
SB 5022	Supp. 1	SB 5054	Supp. 1
SB 5023	Supp. 1	SB 5055	Supp. 1
SB 5024	Supp. 1	SB 5056	Supp. 1
SB 5025	Supp. 1	SB 5057	Supp. 1
SB 5026	Supp. 1	SB 5058	Supp. 1
SB 5027	Supp. 1	SB 5059	Supp. 1
SB 5028	Supp. 1	SB 5060	Supp. 1
SB 5029	Supp. 1	SB 5061	Supp. 1
SB 5030	Supp. 1	SB 5062	Supp. 1
SB 5031	Supp. 1	SB 5063	Supp. 1

### HOUSE

HB 1000	Supp. 1	HB 1032	Supp. 1
HB 1001	Supp. 1	HB 1033	Supp. 1
HB 1002	Supp. 1	HB 1034	Supp. 1
HB 1003	Supp. 1	HB 1035	Supp. 1
HB 1004	Supp. 1	HB 1036	Supp. 1
HB 1005	Supp. 1	HB 1037	Supp. 1
HB 1006	Supp. 1	HB 1038	Supp. 1
HB 1007	Supp. 1	HB 1039	Supp. 1
HB 1008	Supp. 1	HB 1040	Supp. 1
HB 1009	Supp. 1	HB 1041	Supp. 2
HB 1010	Supp. 1	HB 1042	Supp. 2
HB 1011	Supp. 1	HB 1043	Supp. 2
HB 1012	Supp. 1	HB 1044	Supp. 2
HB 1013	Supp. 1	HB 1045	Supp. 2
HB 1014	Supp. 1	HB 1046	Supp. 2
HB 1015	Supp. 1	HB 1047	Supp. 2
HB 1016	Supp. 1	HB 1048	Supp. 2
HB 1017	Supp. 1	HB 1049	Supp. 2
HB 1018	Supp. 1	HB 1050	Supp. 2
HB 1019	Supp. 1	HB 1051	Supp. 2
HB 1020	Supp. 1	HB 1052	Supp. 2
HB 1021	Supp. 1	HB 1053	Supp. 2
HB 1022	Supp. 1	HB 1054	Supp. 2
HB 1023	Supp. 1	HB 1055	Supp. 2
HB 1024	Supp. 1	HB 1056	Supp. 2
HB 1025	Supp. 1	HB 1057	Supp. 2
HB 1026	Supp. 1	HB 1058	Supp. 2
HB 1027	Supp. 1	HB 1059	Supp. 2
HB 1028	Supp. 1	HB 1060	Supp. 2
HB 1029	Supp. 1	HB 1061	Supp. 2
HB 1030	Supp. 1	HB 1062	Supp. 3
HB 1031	Supp. 1	HB 1063	Supp. 3

\*To be discarded upon receipt of Edition No. 1 of the Legislative Digest and History of Bills

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**House Bills**


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**HB 1253** by Representatives Edwards, Campbell, Cody, Ruderman, Rockefeller, Kenney and Conway

Modifying provisions concerning dental hygienists.

Provides that a licensed dental hygienist--advanced practice may perform all dental operations and services authorized under RCW 18.29.050 without dental supervision. A licensed dental hygienist--advanced practice may also perform the following authorized dental hygiene operations and services without dental supervision, regardless of setting: Removing deposits and stains from the surfaces of the teeth, applying topical preventive or prophylactic agents, polishing and smoothing restorations, performing root planning, soft-tissue curettage, and applying temporary cementation.

Creates the board of dental hygiene and designates its duties.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Health Care.

**HB 1254** by Representatives Buck, Hatfield, Schoesler, Clements, Armstrong, Sump, Hinkle, Grant, Erickson, Blake, Cairnes, Kessler, Linville, Haigh, Eickmeyer, Orcutt, Chandler, Pearson, Boldt, Mielke, Delvin, Newhouse, Mastin, Condotta, Bush and Alexander

Creating a humane, regulated animal trapping program.

Finds that it is in the interest of all of the citizens of Washington to ensure that all trapping is done in accordance with sound scientific wildlife management principles using humane methods as set forth in this act.

Declares an intent to reinstate a sound furbearer management program, administered using sound science by the department of fish and wildlife, that addresses mammal population dynamics and animal damage issues.

Recognizes that among the choices available for the trapping of animals, some may cause pain and suffering in the animals captured.

Recognizes that some trapping methods can capture animals that are not targeted, including pets.

Declares it is the policy of the state of Washington to minimize the use of all indiscriminate or painful traps when practical alternatives exist, and when none do, to use traps when necessary in the most humane way possible. When lethal trapping methods are used, such methods must be used in the most humane way that accomplishes the goals of the wildlife management program. All trappers in the state should use all practicable means necessary to avoid the capture of a nontargeted animal.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Fisheries, Ecology & Parks.

**HB 1255** by Representatives Dickerson, Kenney, Darnelle, O'Brien, Kagi, McIntire, Cody and McDermott

Modifying beer excise tax rates.

Amends RCW 66.24.290 to revise beer excise tax rates.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Finance.

**HB 1256** by Representatives Carrell, Cairnes, Roach, Kristiansen, Hinkle, Newhouse, McMahan, Talcott, Cox, Schindler and Benson

Addressing defenses in civil actions.

Provides that it is a complete defense to any action for damages for personal injury or wrongful death that the person injured or killed was engaged in the commission of a gross misdemeanor or a misdemeanor at the time of the occurrence causing the injury or death and the gross misdemeanor or misdemeanor was a proximate cause of the injury or death.

Declares that nothing in this act shall affect a right of action under 42 U.S.C. Sec. 1983, nor shall anything in this act affect a right of action under the common law doctrine of attractive nuisance when the only offense committed or intended to be committed is trespass.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Judiciary.

**HB 1257** by Representatives Carrell, Haigh, O'Brien and Shabro

Using dogs for fighting.

Provides that any person who sells or purchases any dog (Canidae) with the intent that the dog shall be engaged in an exhibition of fighting with another animal is guilty of a gross misdemeanor punishable by imprisonment not to exceed one year, or by a fine not to exceed five thousand dollars, or by both fine and imprisonment.

Declares that mere ownership or possession of any animal does not create a presumption that the animal is owned or possessed for any purpose prohibited under chapter 16.52 RCW.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Criminal Justice & Corrections.

**HB 1258** by Representatives Carrell, Roach, Talcott, Kirby, Newhouse, Conway, McMahan, Kristiansen, Boldt, Flannigan, McDonald, Bush, Lantz, Cairnes, O'Brien, Shabro, Schindler, Ahern, Priest, Benson, Nixon, Chase and Anderson

Committing sexually violent predators.

Revises provisions relating to civilly committing sexually violent predators who are involuntarily committed under chapter 10.77 RCW.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Criminal Justice & Corrections.

**HB 1259** by Representatives Carrell, Roach, Talcott, Kirby, McMahan, Boldt, Conway, McDonald, Bush, Lantz, Cairnes, O'Brien, Priest, Nixon, Upthegrove and Anderson

Transporting residents of secure community transition facilities.

Provides that, when a resident leaves a secure community transition facility for appointments, employment, or other approved activities, the department shall develop a transportation route plan for the location of each activity.

Requires the department to provide law enforcement agencies in the counties and cities in which the resident will participate in appointments, employment, or other approved activities, or through which the resident is regularly transported, with a copy of all applicable transportation route plans developed under this act no later than forty-eight hours before the resident leaves the secure community transition facility.

Provides that, before deviating from a transportation route plan, an escort shall make a good faith effort to notify the local law enforcement agencies who were furnished a copy of the transportation route plan.

Provides that an escort failing to meet the requirements of this act is guilty of a gross misdemeanor.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Criminal Justice & Corrections.

**HB 1260** by Representatives Buck, Hatfield, Sump, Pearson, Kessler, Grant, Blake, Schoesler, Eickmeyer, Kenney and Kristiansen

Concerning environmental impact statements on certain state trust lands.

Declares that, on state trust lands, class I, II, and III forest practices, as defined by rules adopted by the forest practices board under RCW 76.09.050, do not require an environmental impact statement or detailed statement required under chapter 43.21C RCW if a programmatic detailed environmental impact statement has been finalized for the ten-year sustained yield plan required for all forest practices on state lands under chapter 79.68 RCW.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Agriculture & Natural Resources.

**HB 1261** by Representatives Sump, Pearson, Kenney, Mielke and Hinkle

Reducing the additional tax imposed on land removed from open space classification.

Reduces the additional tax imposed on land removed from open space classification.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Finance.

**HB 1262** by Representatives Sump, Cox, Mielke and Benson

Paying compensation to school district employees for unused sick leave.

Provides that, if for any reason an employee separates from school district employment, the employee may receive: (1) Remuneration at a rate equal to one day's current monetary compensation of the employee for each four full

days accrued leave for illness or injury that was earned while employed by that school district; or

(2) the amount in the then current negotiated agreement, whichever is less.

Provides that upon reemployment the employee may buy the unused sick days from the new district at the same rate as the remuneration received at separation, subject to the then current negotiated agreement, or begin anew to accrue sick leave.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Education.

**HB 1263** by Representatives Sump, Bush, Condotta, Mielke, Woods and Cox

Transferring responsibilities related to nursing homes from the department of social and health services to the department of health.

Transfers responsibilities related to nursing homes from the department of social and health services to the department of health.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Health Care.

**HB 1264** by Representatives Sump, Bush and Mielke

Defining "nonmineral ownership interest" with respect to dedicating plats and subdivisions.

Provides that "nonmineral ownership interest" means any ownership interest in a parcel of land that is not exclusively limited to the ownership of the parcel's mineral rights.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Local Government.

**HB 1265** by Representatives Sump, Schoesler and Cox

Providing local government financial assistance.

Declares an intent to make funding for cities, counties, and public health districts a priority.

Declares an intent to ensure that local governments and health districts have adequate funding in order to carry out the essential functions of government which are public safety and public health.

Finds that the current structure for the funding of these services is inadequate and jeopardizes the health and safety of our citizens.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Appropriations.

**HB 1266** by Representatives Sump, Bush, Condotta and Mielke

Penalizing vehicular homicide and assault by unlicensed or uninsured drivers.

Provides that when the death of a person ensues within three years as a proximate result of injury proximately caused by the driving of a vehicle by a person, the driver is guilty of vehicular homicide without valid insurance if the

driver was operating a motor vehicle without valid insurance as required under chapter 46.30 RCW.

Declares that vehicular homicide without valid insurance is a class B felony punishable under chapter 9A.20 RCW.

Provides that, when the death of a person ensues within three years as a proximate result of injury proximately caused by the driving of a vehicle by a person, the driver is guilty of vehicular homicide without a valid driver's license if the driver was operating a motor vehicle without a valid driver's license as required under chapter 46.20 RCW.

Declares that vehicular homicide without a valid driver's license is a class B felony punishable under chapter 9A.20 RCW.

Provides that a person is guilty of vehicular assault without valid insurance if he or she operates or drives a vehicle without valid insurance as required under chapter 46.30 RCW and causes substantial bodily harm to another.

Declares that vehicular assault without valid insurance is a class C felony punishable under chapter 9A.20 RCW.

Provides that a person is guilty of vehicular assault without a valid driver's license if he or she operates or drives a vehicle without a valid driver's license as required under chapter 46.20 RCW and causes substantial bodily harm to another.

Declares that vehicular assault without a valid driver's license is a class C felony punishable under chapter 9A.20 RCW.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**HB 1267** by Representatives Sump, Bush, Condotta, Pearson, Buck, Mielke and Hinkle

Directing payments to counties with large federal timberland holdings.

Finds that certain counties contain large tracks of federally owned timber lands. Since federal lands are not subject to county property taxation, the counties where federal timber land is located often suffer adverse fiscal consequences.

Finds that the United States Congress, in enacting 16 U.S.C. Sec. 500, intended to provide a financial benefit, in lieu of property tax payments, to the counties where the federal government has large timber land holdings. These payments are intended to benefit the disadvantaged home counties of federal timber land, and not the state in general.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Appropriations.

**HB 1268** by Representatives Rockefeller, Hunt, Dunshee, Miloscia, Haigh, Dickerson, Lantz, Linville, Cooper, Hudgins, Kagi, Morrell, Kessler, Upthegrove and Chase

Creating the orca research and conservation association.

Authorizes the establishment of an independent, nonprofit organization known as the orca research and conservation association to coordinate orca research and recovery efforts.

Directs the orca research and conservation association to seek to: (1) Conduct orca research activities to further scientific knowledge regarding orca populations, habitat needs, migration, and other factors impacting orca survival; and

(2) Coordinate state orca recovery efforts by working with state and federal stakeholders participating in orca recovery, including but not limited to the national marine fisheries service, the Puget Sound action team, the department of ecology, the department, and private organizations to ensure that private and government resources are used efficiently and effectively to recover orca populations.

Creates the orca research and conservation account in the custody of the state treasurer. All receipts from federal funds provided for orca research and recovery, private donations, and other moneys appropriated to the account by the legislature must be deposited into the account. Expenditures from the account may be used only for orca research and recovery efforts.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Fisheries, Ecology & Parks.

**HB 1269** by Representatives Linville and Schoesler; by request of Department of Agriculture

Regulating structural pest inspectors.

Provides that no individual may perform services as a structural pest inspector or advertise that they perform services of a structural pest inspector without obtaining a structural pest inspector license from the director.

Requires each applicant for a structural pest inspector license to demonstrate to the director the applicant's knowledge of applicable laws and regulations; structural pest identification and damage; and conditions conducive to the development of wood destroying organisms by satisfactorily passing a written examination for the classifications for which the applicant has applied prior to issuing the license.

Declares that it is unlawful for any business that employs one or more structural pest inspectors as defined in RCW 15.58.030 to conduct complete wood destroying organism inspections without having obtained a company license from the director.

Provides that the director shall not issue a license to any individual who intends to act as a structural pest inspector until the business that employs the individual has furnished evidence of financial responsibility.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Agriculture & Natural Resources.

**HB 1270** by Representatives Anderson, Miloscia, Nixon, Sehlin, Pflug, Sullivan, Armstrong, Schindler, Pearson, Ericksen, Ahern, Priest, Clements, Woods, Cairnes, Roach, Bailey, DeBolt, Holmquist, Condotta and Alexander

Ensuring government efficiencies through performance audits conducted by the state auditor.

Directs the state auditor to undertake ongoing independent, objective, and comprehensive performance audits of state government, which shall be performed in accordance with government auditing standards and funded by the general fund.

Directs the state auditor to contract with private sector professional and technical experts for conducting performance audits and shall provide oversight of such audits and employees within the state auditor's office, if available and qualified, may assist such audits.

Directs the state auditor to solicit suggestions for improving government performance from both front-line public employees, government service recipients, and the public at large in the conduct of each audit.

Requires the state auditor to establish a toll-free telephone number at which the public may make suggestions, report government waste, and note government innovation. The state auditor shall compile the information acquired and make it available upon request and may provide comments regarding the information acquired.

Directs the office of the economic and revenue forecast council to establish a peer group rating system using as benchmarks only those states having the same number of electoral votes as Washington or having plus or minus one electoral vote as does Washington and shall issue a budgeting and economic climate report based on the peer group rating system.

Establishes the citizens' oversight committee for government accountability as a panel composed of five citizen members appointed by the leadership of the house of representatives who are not affiliated with the party of the state auditor.

Requires that one-half of one percent of the funds appropriated for the current biennium for each state agency or institution shall be dedicated towards the cost of auditing that agency or institution.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to State Government.

**HB 1271** by Representatives Anderson, Morris and Wood

Enhancing interoperability of emergency communications.

Creates the strategic interoperability executive committee within the state military department. The department is responsible for the planning, development, management, maintenance, accountability, and performance of the state's emergency communication systems.

Provides that the legislative accountability and evaluation program will inventory and evaluate all state and local government-owned emergency communication systems. The joint legislative audit and review committee will work in conjunction with the legislative accountability and evaluation program committee in researching and developing alternatives that will result in a statewide emergency communications plan to be jointly presented to the Washington state legislature.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Technology, Telecommunications & Energy.

**HB 1272** by Representatives Moeller, Fromhold, Mielke, Boldt, Romero and Wallace

Requesting proposals to design a new administrative and service delivery infrastructure for local social and health services.

Directs the department of social and health services to issue a request for proposal to counties or groups of counties to design a new administrative and service delivery infrastructure for supporting and managing social and health services at the local level. The proposal shall be for a five-year pilot project.

Provides that the services to be included in the pilot project may include, but are not limited to, mental health, substance abuse, and developmental disabilities.

Directs the department of social and health services to submit proposed changes in statute and operating budget procedures to the legislature by January 15, 2004, to implement the proposals solicited under this act.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Children & Family Services.

**HB 1273** by Representatives Moeller, Ruderman, Chase and Hinkle

Requiring informed consent prior to using mercury amalgam dental restorative material.

Requires an individual licensed under chapter 18.32 RCW to provide a patient with information on the controversy surrounding mercury amalgam and seek the patient's informed consent prior to the use of mercury amalgam dental restorative materials.

Directs the commission to produce a fact sheet on the controversy surrounding the use of mercury amalgam dental restorative materials and distribute it to each individual licensed under this chapter.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Health Care.

**HB 1274** by Representatives Lantz, Alexander, Sommers, Rockefeller, Fromhold, Benson, Newhouse and Kagi

Revising the rate of interest on certain tort judgments.

Requires the rate to be at two percentage points above the equivalent coupon issue yield (as published by the board of governors of the federal reserve system) of the average bill rate for twenty-six week treasury bills as determined at the first bill market auction conducted during the calendar month immediately preceding the date of entry of the judgment.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**HB 1275** by Representatives Darneille, Pflug, Moeller, Cody, Romero, Wood and Upthegrove; by request of Department of Health

Transferring the human immunodeficiency virus insurance program to the department of health.

Authorizes the department of health to pay for health insurance coverage on behalf of persons with human immunodeficiency virus, who meet department eligibility requirements, and who are eligible for "continuation coverage" as provided by the federal consolidated omnibus budget reconciliation act of 1985, group health insurance policies, or individual policies.

Repeals RCW 74.09.757.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Health Care.

**HB 1276** by Representatives Cody, Cairnes, Kenney and Wood; by request of Horse Racing Commission

Authorizing the horse racing commission to continue receiving criminal history information.

Repeals 2000 c 204 s 2 (uncodified).

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Commerce & Labor.

**HB 1277** by Representatives Kenney, Cox, Jarrett, Chase, Veloria, Kessler and Upthegrove

Gaining independence for students by creating the educational assistance grant program for financially needy students with dependents.

Creates the educational assistance grant program for students with dependents subject to the availability of receipts of gifts, grants, or endowments from private sources. The program is created to serve financially needy students with dependents eighteen years of age or younger, by assisting them directly through a grant program to pursue a degree or certificate at public or private institutions of higher education, as defined in RCW 28B.10.802, that participate in the state need grant program.

Provides that the educational assistance grant program for students with dependents grants may be used by eligible participants to attend any public or private college or university in the state of Washington as defined in RCW 28B.10.802. The participant is not eligible for a grant if the grant will be used to pursue a degree in theology.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Higher Education.

**HB 1278** by Representatives Conway, Cairnes, Kirby and Bush

Listing property for tax purposes.

Revises provisions relating to listing property for tax purposes.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Finance.

**HB 1279** by Representatives Lantz, Carrell, Moeller, Newhouse, Kirby, Lovick, Morris, Campbell, Linville, McMahan, Crouse and Flannigan

Revising provisions for committees of members of nonprofit corporations.

Provides that a corporation may have one or more member committees. The creation, makeup, authority, and operating procedures of any such member committee or committees shall be addressed in the corporation's articles of incorporation or bylaws.

Declares that any action required by chapter 24.03 RCW to be taken at a meeting of the directors of a corporation, or any action which may be taken at a meeting of the directors, may be taken without a meeting if a consent in the form of a record, setting forth the action so taken, shall be executed by all of the directors entitled to vote with respect to the subject matter thereof, or all of the directors, as the case may be. Such consent shall have the same force and effect as a unanimous vote and may be stated as such in

any articles or document filed with the secretary of state under this chapter.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**HB 1280** by Representatives Murray, Alexander and Dunshee; by request of University of Washington

Changing provisions for financing contracts for state university research facilities or equipment.

Revises provisions for financing contracts for state university research facilities or equipment.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Capital Budget.

**HB 1281** by Representatives Pettigrew, Skinner, Gombosky, Clibborn, Anderson, Rockefeller, Grant, Tom, O'Brien, Cody, Moeller, McDonald, Woods, Hunter, Kagi, Morrell, Benson, Kessler, Wood, Upthegrove, Conway, Linville and Morris; by request of Governor Locke

Promoting economic development and community revitalization.

Recognizes that the state as a whole benefits from investment in public infrastructure because it promotes community and economic development. Public investment stimulates business activity and helps create jobs; stimulates the redevelopment of brownfields and blighted areas in the inner city; lowers the cost of housing; and promotes efficient land use.

Finds that these activities generate revenue for the state and that it is in the public interest to invest in these projects through a credit against the state sales and use tax to those local governments that can demonstrate the expected returns to the state.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Trade & Economic Development.

**HB 1282** by Representatives Haigh, Tom, Upthegrove, Jarrett, Murray, Ericksen, Hunter, Shabro and Anderson

Creating the office of citizen councilor.

Creates the office of citizen councilor.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to State Government.

**HB 1283** by Representatives Lovick, Pettigrew, O'Brien, Cooper, Simpson, Kagi, Moeller, Chase, Rockefeller, Lantz and Cairnes

Adjusting time requirements for vacation of convictions.

Amends RCW 9.96.060 relating to time requirements for vacation of records of conviction for misdemeanor and gross misdemeanor offenses.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**HB 1284** by Representatives Cooper, Hunt, O'Brien, Campbell, Simpson, Moeller, Lovick, Darneille, Cox, Rockefeller, Schual-Berke, Cairnes, Chase, Quall, Kessler, Wood, Conway and Linville

Retiring early in the public employees' retirement system, plan 2.

Revises provisions relating to early retirement in the public employees' retirement system, plan 2.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Appropriations.

**HB 1285** by Representatives Campbell, Veloria, Chase and Bush

Providing for reemployment in temporary positions following service in the uniformed services.

Provides for reemployment in temporary positions following service in the uniformed services.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Commerce & Labor.

**HB 1286** by Representatives Ruderman, Crouse, Morris, Nixon, Sullivan and Delvin

Regarding promotional service offerings.

Provides that, for promotional service offerings not to exceed ninety days, a telecommunications company may file a change to a price list or tariff that contains only decreases to filed rates or waives conditions, and that shall be effective upon filing or such other date specified by the company. The price list or tariff is not subject to suspension by the commission.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Technology, Telecommunications & Energy.

**HB 1287** by Representatives Lovick, Bush, Moeller, Campbell, McDonald and Cox; by request of Attorney General

Clarifying district court jurisdiction over actions involving commercial electronic mail.

Clarifies district court jurisdiction over actions involving commercial electronic mail.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**HB 1288** by Representatives Dunshee and Alexander; by request of Office of Financial Management

Issuing general obligation bonds.

Provides that, for the purpose of providing funds to finance the projects described and authorized by the legislature in the capital and operating appropriation acts for the 2003-2005 fiscal biennium, and all costs incidental

thereto, the state finance committee is authorized to issue general obligation bonds of the state of Washington in the sum of one billion two hundred seventy-six million dollars, or as much thereof as may be required, to finance these projects and all costs incidental thereto.

Provides that the proceeds from the sale of the bonds authorized in this act shall be deposited in the state building construction account created by RCW 43.83.020. The proceeds shall be transferred as designated.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Capital Budget.

**HB 1289** by Representatives Hinkle, Grant, Sump, Blake, Bush, Hatfield, Newhouse, Hunt, Buck, Mielke and McDonald

Concerning temporary fishing licenses.

Provides that, except for active duty military personnel serving in any branch of the United States armed forces, a temporary fishing license is not valid on game fish species for an eight-consecutive-day period beginning on the opening day of the lowland lake fishing season.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Fisheries, Ecology & Parks.

**HB 1290** by Representatives Sump and Mielke

Establishing bond requirements for title insurance agent licenses.

Establishes bond requirements for title insurance agent licenses.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Financial Institutions & Insurance.

**HB 1291** by Representatives Blake, Schindler, Hatfield, Romero and Mielke

Providing for elections for flood control zone district supervisors.

Provides that, in any zone with more than two thousand residents, an election of supervisors other than the board of county commissioners may be held as provided in this act.

Provides that, when proposed by citizen petition or by resolution of the board of county commissioners, a ballot proposition authorizing election of the supervisors of a zone shall be submitted by ordinance to the voters residing in the zone at any general election, or at any special election which may be called for that purpose.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Local Government.

**HB 1292** by Representatives Rockefeller, Delvin, Grant, Moeller, Hankins, Hinkle, Mastin, Eickmeyer, Orcutt, Wallace, Fromhold, Haigh, Holmquist, McMahan and Woods; by request of Administrator for the Courts

Authorizing additional superior court judicial positions.

Authorizes additional superior court judicial positions.

Declares that the additional judicial positions created by this act in Clark county, Kitsap county, Kittitas county, and Benton and Franklin counties shall be effective only if each county through its duly constituted legislative authority documents its approval of any additional positions and its agreement that it will pay out of county funds, without reimbursement from the state, the expenses of such additional judicial positions as provided by statute.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**HB 1293** by Representatives Simpson, Armstrong, Murray, Hankins and Hudgins

Directing a request for proposal on flat license plates.

Directs the department to solicit a request for proposal for implementing a flat, digitally printed license plate system. The department must report back to the legislature by December 2003 on the results of the request for proposal process.

Provides that the department may not proceed with implementation of a flat, digitally printed license plate system until it has received legislative approval.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Transportation.

**HB 1294** by Representatives McDermott, Haigh, Armstrong, Nixon, Miloscia, Dickerson and Mielke; by request of Public Disclosure Commission

Revising campaign finance reporting requirements for out-of-state political committees.

Provides that an out-of-state political committee organized for the purpose of supporting or opposing candidates or ballot propositions in another state that is not otherwise required to report under RCW 42.17.040 through 42.17.090 shall report as required in this act when it makes an expenditure supporting or opposing a Washington state candidate or political committee.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to State Government.

**HB 1295** by Representatives Morrell, Bailey, Cody, Kenney and Campbell; by request of Department of Health

Eliminating barriers to initial licensure in health professions.

Finds that the health care work force shortage is contributing to the health care crisis.

Finds that some unnecessary barriers exist that slow or prevent qualified applicants from becoming credentialed health care providers.

Declares that eliminating these initial barriers to licensure will contribute to state initiatives directed toward easing the health care personnel shortage in Washington.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Health Care.

**HB 1296** by Representatives Moeller and Pflug; by request of Department of Health

Making corrections to the department of health's professional and facilities licensing provisions.

Makes corrections to the department of health's professional and facilities licensing provisions.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Health Care.

**HB 1297** by Representatives Orcutt, Woods, Hatfield, Mielke, Murray, Blake, Wood, Boldt, Dickerson, Delvin, Lovick, Hudgins, Hankins, Rockefeller, Hinkle and Campbell

Defining "motorcycle helmet."

Declares that, for purposes of this act, "motorcycle helmet" means a protective covering for the head consisting of a hard outer shell, padding adjacent to and inside the outer shell, and a neck or chin strap type retention system with a sticker indicating that the motorcycle helmet meets standards established by the United States Department of Transportation.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Transportation.

**HB 1298** by Representatives Sommers, Alexander, Fromhold, Conway and Benson

Vesting after five years of service in the defined benefit portion of the public employees' retirement system, the school employees' retirement system, and the teachers' retirement system plan 3.

Provides for vesting after five years of service in the defined benefit portion of the public employees' retirement system, the school employees' retirement system, and the teachers' retirement system plan 3.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Appropriations.

**HB 1299** by Representatives Cody, Sommers, Morrell, Schual-Berke and Dickerson

Providing for evidence-based health services purchasing by state purchased health care programs.

Directs the authority to coordinate state agency efforts to develop and implement uniform policies across state purchased health care programs that will ensure prudent, cost-effective health services purchasing, maximize efficiencies in administration of state purchased health care programs, improve the quality of care provided through state purchased health care programs, and reduce administrative burdens on health care providers participating in state purchased health care programs.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Health Care.

**HB 1300** by Representatives Cody, Schual-Berke, Dickerson, Morrell and Conway

Requiring private schools to have school health plans.

Provides that each school or school district shall be required to maintain an up-to-date school health plan. The plan shall include policies for the identification and control

of communicable diseases, health services and related records, scoliosis screening, life-threatening conditions, diabetes, reporting of child abuse and neglect, provisions for compliance with RCW 28A.210.060 through 28A.210.170 regarding immunizations, and RCW 28A.210.260 through 28A.210.290 regarding catheterization.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Health Care.

**HB 1301** by Representatives Kirby and Schindler

Providing rental assistance vouchers.

Recognizes that housing affordability has become a significant problem for a large portion of society in many parts of the state in recent years. To address this problem, there is a need to allocate funding from the surcharge of ten dollars per instrument charged by the county auditor for each document recorded as established under RCW 36.22.178, to provide low-income persons with rent vouchers to pay for permanent, multifamily and single-family, for-profit, rental housing not supported in any manner by government funding.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Local Government.

**HB 1302** by Representatives Priest, Shabro, Roach and Nixon

Requiring consideration of home-based instruction when siting secure community transition facilities.

Finds that home-based instruction is no more compatible with the immediate proximity of secure community transition facilities than a public or private school.

Declares that homes in which children receive home-based instruction deserve protection as risk potential activities or facilities.

Provides that, when the department seeks to site a secure community transition facility, the department shall request the locations of known home-based instruction from the superintendent of public instruction or the school district in which a potential site for a secure community transition facility is located.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Criminal Justice & Corrections.

**HB 1303** by Representatives Armstrong, Condotta and Schindler

Revising state building code provisions.

Revises state building code provisions.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Local Government.

**HB 1304** by Representatives Armstrong, Sump, Hinkle and Condotta

Removing the fee for a fur dealer's license.

Amends RCW 77.65.480 to delete the fee for a fur dealer's license.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Fisheries, Ecology & Parks.

**HB 1305** by Representatives Carrell, Nixon, Talcott, Kristiansen, Bush, Holmquist, Crouse, Miloscia, Hinkle, Schoesler and Anderson

Limiting liability for information provided by former or current employers to prospective employers.

Provides that an employer who discloses information about a former or current employee's job performance, conduct, or other work-related information to a prospective employer, or employment agency as defined by RCW 49.60.040, at the specific request of that individual employer or employment agency, is presumed to be acting in good faith and is immune from civil liability for such disclosure or its consequences.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Judiciary.

**HB 1306** by Representatives DeBolt, Armstrong, Alexander, Talcott, Kristiansen, Condotta and Crouse

Excluding taxidermy services from the definition of retail sale.

Provides that the term shall not include the sale of or charge made for labor and services rendered as taxidermy services such as preparation, stuffing, and mounting of skins of dead animals for exhibition in a lifelike state, when performed for a customer who provides the skin or other substantial part of the animal.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Finance.

**HB 1307** by Representatives Armstrong, Carrell, Nixon, Roach, Talcott, Bush, Crouse, Mielke, Woods and Anderson

Revising procedures in actions against agency rules.

Revises provisions relating to actions asserting invalidity of agency rules.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to State Government.

**HB 1308** by Representatives Anderson, Nixon, Pflug, Talcott, Ericksen, Ahern, Schindler, Crouse, Woods, Benson and McMahan

Contracting for services customarily provided by state employees.

Amends RCW 41.80.020 relating to contracting for services customarily provided by state employees.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to State Government.

**HB 1309** by Representatives Holmquist, Condotta, Armstrong, Nixon, Roach, Kristiansen, Talcott, Bush, Crouse, Wallace, Mielke, Woods, Hinkle, Schoesler, Cox, Schindler, Benson, McMahan and Anderson

Ensuring that agency rules do not exceed their statutory authorization.

Provides that an agency may not adopt a proposed rule unless the legislature has had the opportunity to consider the proposed rule during a regular session or special legislative session as defined in Article II, section 12 of the state Constitution.

Declares that, when delegating authority to an agency through legislation, the legislature, unless it specifically states otherwise, limits its delegation of authority to: (1) The minimum delegation necessary to administer the legislation's clear and unambiguous directives; and

(2) The administration of circumstances and behaviors foreseeable at the time of the legislation's enactment.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to State Government.

**HB 1310** by Representatives Shabro, Holmquist, Armstrong, Anderson, Linville, Nixon, Condotta, Roach, Miloscia, Kristiansen, Bush, Carrell, McDonald, Woods, Benson, McMahan, Chase and Pflug

Providing businesses with notice of administrative rules.

Provides that, within two hundred days of the effective date of a rule that imposes additional requirements on businesses the violation of which subjects the business to a penalty, assessment, or administrative sanction, an agency shall make a good faith effort to notify businesses affected by the rule of the requirements of the rule and how to obtain technical assistance to comply.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to State Government.

**HB 1311** by Representatives Armstrong, Shabro, Anderson, Nixon, Hatfield, Roach, Kristiansen, Woods, Schoesler, Schindler, Benson, Condotta and McMahan

Changing provisions relating to the venue of court actions filed against the state.

Amends RCW 4.92.010 to delete Thurston county as a venue of court actions filed against the state.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**HB 1312** by Representatives Anderson, Armstrong, Nixon, Roach, Kristiansen, Holmquist, Talcott, Woods, Hinkle, Schoesler, Benson and McMahan

Limiting the rule-making authority of certain entities to those instances where there is a specific grant of legislative authority.

Limits the rule-making authority of certain entities to those instances where there is a specific grant of legislative authority.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to State Government.

**HB 1313** by Representatives Anderson, Morris, Nixon, Linville, Pflug, Ahern, Hatfield, Schindler, Roach, Ericksen, Kristiansen, Holmquist, Wallace, Mielke, Woods, Cox, Benson and McMahan

Putting the burden of proof on the agency during rule review.

Places the burden of proof on an agency during rule review.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to State Government.

**HB 1314** by Representatives Shabro, Carrell, Armstrong, Anderson, Nixon, Hatfield, Roach, Kristiansen, Crouse, Mielke, Woods, Cox, Benson and McMahan

Delaying the effect of significant legislative rules.

Provides that, in order for the legislature to properly carry out its responsibility for establishing new laws, this act revises rule-making requirements to assure that the legislature can carefully review rules that impose significant requirements on citizens before the rules take effect.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to State Government.

**HB 1315** by Representatives Shabro, Anderson, Nixon, Roach, Kristiansen, Bush, Crouse, McDonald, Woods, Schoesler, Benson and McMahan

Prohibiting agencies from adopting rules that exceed federal standards without legislative authority.

Provides that no agency may adopt a rule that exceeds a federal standard without specific legislative authority.

Provides that, by July 1, 2004, each state agency must review existing rules that exceed federal standards and prepare a report for the office of financial management and the joint administrative rules review committee that outlines the grant of authority used to exceed those standards.

Requires that, if the agency has relied on a general grant of authority in adopting the rules, the agency shall either repeal the rules or seek specific authority from the legislature as allowed under this act. If specific authority is not obtained by July 1, 2006, the agency shall repeal the rule.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to State Government.

**HB 1316** by Representatives Morris and Anderson

Modifying utility tax provisions.

Revises utility tax provisions.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Technology, Telecommunications & Energy.

**HB 1317** by Representatives Linville, Kirby, Grant, Quall, Shabro, Jarrett, Rockefeller, Hunt, Delvin, Morris and Conway; by request of Governor Locke

Clarifying and consolidating procedures for trust water rights and authorizing creation of water banks.

Finds that the trust water rights program is an important tool in meeting the state's current and future needs for water, both instream and out-of-stream.

Finds that the existing procedures for establishing trust water rights are unnecessarily complex, and are difficult to explain and administer.

Declares that groups currently developing local watershed plans and regional water management programs are seeking an effective means to facilitate multiple, voluntary transfers of existing water rights to address presently unmet needs and future needs.

Declares an intent to enhance the effectiveness of the trust water rights program by improving existing incentives, removing disincentives, clarifying and consolidating procedures for establishing trust water rights, and authorizing the creation of water banks.

Repeals provisions of chapters 90.38 and 90.42 RCW.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Agriculture & Natural Resources.

**HB 1318** by Representatives Darneille, Cody, Clements, Campbell, Bush, Anderson and Pflug; by request of Department of Health

Allowing the state board of health to reference the United States food and drug administration's food code for the purpose of adopting food service rules.

Authorizes the state board of health to reference the United States food and drug administration's food code for the purpose of adopting food service rules.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Health Care.

**HB 1319** by Representatives Delvin, Buck, Mielke, Schoesler, Benson and Campbell

Narrowing the scope of legal actions against the firearms industry.

Declares that neither the state nor any political subdivision of the state may sue the firearms industry for damages, abatement, or injunctive relief resulting or arising from the lawful design, manufacture, marketing, sale, or use of firearms, firearm-related components, or ammunition.

Does not prohibit the state or any political subdivision of the state from bringing an action against the firearms industry for breach of contract or warranty in connection with firearms, firearm-related components, or ammunition when purchased by the state or any political subdivision of the state.

Does not prohibit civil actions by individuals for injuries resulting from a firearm, firearm-related component, or ammunition malfunction due to defects in design or manufacture of the firearm, firearm-related component, or ammunition.

Provides that an employee, official, or agent of the state, or any political subdivision of the state, who in his or her official capacity and within the scope of his or her duties files an action in violation of this act is guilty of a class C felony.

Provides that a civil suit may be brought by any person or corporation to enjoin a wrongful filing under this act and if the person or corporation prevails, the person or corporation shall be awarded costs, including reasonable attorney fees.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**HB 1320** by Representatives Delvin and Dickerson

Changing provisions relating to provision of mental health treatment for minors.

Revises provisions relating to provision of mental health treatment for minors.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Juvenile Justice & Family Law.

**HB 1321** by Representatives Kagi, Jarrett, Hunt, Hunter, Hudgins and Chase

Regulating sales at gun shows.

Establishes provisions to regulate the sale of firearms at gun shows and events.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**HB 1322** by Representatives Simpson, Cairnes, McCoy and Roach

Exempting from taxation certain property belonging to any federally recognized Indian tribe located in the state.

Exempts all property belonging exclusively to any federally recognized Indian tribe located in the state, if that property is used exclusively for essential government services as defined in RCW 43.06.455.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Finance.

**HB 1323** by Representatives Hankins, Delvin, O'Brien, Ericksen, Lovick, Roach, Woods, Benson and Chase

Establishing the retirement age for members of the Washington state patrol retirement system.

Provides that, beginning July 1, 2003, any active member who has obtained the age of sixty-five years shall be retired on the first day of the calendar month next succeeding that in which the member has attained the age of sixty-five. However, the requirement to retire at age sixty-five does not apply to a member serving as chief of the Washington state patrol.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Appropriations.

**HB 1324** by Representatives Lovick, Delvin, O'Brien, Hankins, Fromhold, Jarrett, Wallace and Anderson

Regulating automated traffic safety cameras.

Declares that the use of automated traffic safety cameras is subject to the following regulations: (1) The appropriate local legislative authority must first enact an ordinance allowing for their use to detect one or more of the following: Speeding, stoplight, or railroad crossing violations.

(2) Automated traffic safety cameras may take pictures of the vehicle and vehicle license plate only and only while an infraction is occurring.

(3) The law enforcement agency having jurisdiction shall plainly mark the locations where an automated traffic safety camera is used by placing signs on street locations that clearly indicate to a driver that he or she is entering a zone where traffic laws are enforced by an automated traffic safety camera.

(4) A notice of an infraction must be mailed to the registered owner of the vehicle within fourteen days of the infraction occurring.

(5) A person receiving an automated traffic infraction notice based on evidence detected by an automated traffic safety camera may respond to the notice by mail.

Requests the Washington state supreme court to amend the Infraction Rules for Courts of Limited Jurisdiction to conform to this act.

Asks the court to create an automated traffic infraction notice that is consistent with this act.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Transportation.

**HB 1325** by Representatives Darneille, Campbell, Pettigrew, Skinner, Benson and Bush

Changing the time period in which beds can be converted back to nursing facilities.

Provides that when beds have been voluntarily reduced to enhance resident quality of life, including reducing the number of beds per room to one or two, the beds may be converted back to nursing home use at any time, as long as the notice requirements are met under this act.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Health Care.

**HB 1326** by Representatives Sullivan, Campbell, Benson, Darneille, Morris, Miloscia, Kagi, Chase and Bush

Preventing new boarding home rules.

Provides that, as of January 1, 2003, the department shall not adopt, or cause to be adopted, any new rules affecting boarding homes until and unless the legislature has appropriated adequate funding to cover the medicaid portion of the rule implementation costs. To this extent, this provision applies retroactively.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Health Care.

**HB 1327** by Representatives Fromhold, Sehlin, Morris, Campbell, Moeller, Alexander, Quall and Pflug

Concerning nursing facility payment method improvements.

Revises provisions relating to nursing facility payment method improvements.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Appropriations.

**HB 1328** by Representatives Fromhold, Cairnes, Sullivan, Veloria, Skinner, Alexander, Morris, Moeller, Benson, Darneille, Linville, Jarrett, Miloscia, Clibborn, Cox, Pettigrew, Clements, McCoy, Campbell, Romero, O'Brien, Talcott, Ahern, Schindler, Hinkle, Hunt, Rockefeller, Wallace, Quall, Conway, Flannigan, Chase, Blake, Simpson, Upthegrove, Kenney, Newhouse, Buck, Woods and Bush

Clarifying that boarding homes are not subject to taxation under chapter 82.04 RCW.

Makes the following clarification: Boarding homes licensed under chapter 18.20 RCW are engaged in the renting or leasing of real property to consumers and, accordingly, are exempt from taxation under chapter 82.04 RCW.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Finance.

**HB 1329** by Representatives Fromhold, Sehlin, Morris, Campbell, Moeller, Alexander, Quall, Chase and Bush

Establishing a quality maintenance fee on nursing facilities.

Declares that, without exemptions, there is levied and there shall be collected a quality maintenance fee on nursing facilities to be calculated in accordance with this act.

Provides that the quality maintenance fee shall be an amount determined each quarter by multiplying the patient days as reported by each nursing facility for each day of the quarter by the multiplier.

Requires each nursing facility to file a report with the department listing the patient days and gross income for the immediately preceding calendar year. The report shall be filed with the department by April 30th of each year beginning April 30, 2004.

Provides that the quality maintenance fee, determined by the department in accordance with this act, shall be due and payable in accordance with RCW 82.32.045(1). The department has authority to impose penalties in accordance with RCW 82.32.050.

Requires the quality maintenance fee assessed and collected under this act, and any penalties imposed and collected pursuant to RCW 82.32.050, to be deposited in the nursing facility medicaid trust fund account created in this act.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Appropriations.

**HB 1330** by Representatives Moeller, Campbell, Skinner, Sullivan, Benson, Bush and Pflug

Allowing for bed hold for boarding home residents.

Provides that, when a boarding home contracts with the department to provide adult residential care services, enhanced adult residential care services, or assisted living services under chapter 74.39A RCW, the boarding home must hold a medicaid eligible resident's room or unit when short-term care is needed in a nursing home or hospital, the resident is likely to return to the boarding home, and payment is made.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Health Care.

**HB 1331** by Representatives Cody and Campbell

Modifying payment amounts for nursing care services.

Declares that the nursing pool providing employees or referring independent contractors to a nursing facility shall not bill or receive payments from the nursing facility at a rate higher than one hundred thirty-five percent of the weighted average wage rate, in the county in which the nursing facility is located, for nursing facility employees of like classification.

Provides that each county's weighted average wage rate for employee classifications, which includes related taxes and benefits, must be determined by the department of social and health services using the most recent and available nursing facility cost reports required under chapter 74.46 RCW.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Appropriations.

**HB 1332** by Representatives Moeller, Campbell, Kessler, Skinner, Sullivan, Benson, Rockefeller, Darneille, Clibborn, Pettigrew, McCoy, Romero, Hunt, Chase and Bush

Regarding payment for long-term care services.

Provides that, in contracting with facilities for assisted living services, adult residential care, and enhanced adult residential care, the department will provide payments to facilities, including the amount that the department has determined the resident is required to pay towards his or her care. It is the department's responsibility to collect that portion of the cost of care from the resident.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Appropriations.

**HB 1333** by Representatives Lantz, Carrell, Campbell, Darneille, O'Brien and Chase

Changing the membership of the commission on judicial conduct.

Revises the membership of the commission on judicial conduct.

Provides that this act takes effect January 1, 2004, if the proposed amendment to Article IV, section 31 of the state Constitution (House Joint Resolution No. . . ., changing the membership of the commission on judicial conduct) is validly submitted to and is approved and ratified by the voters at the next general election. If the proposed amendment is not approved and ratified, this act is void in its entirety.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**HB 1334** by Representatives Haigh, Armstrong, Kristiansen, Tom, Anderson, Shabro, Hatfield, Nixon, Hunt, Roach, Holmquist, Grant, O'Brien, Kagi, Kessler, Uphengrove and Morris

Requiring cost and benefit assessments early in the rule-making process.

Provides that at least twenty days before the rule-making hearing at which the agency receives public comment regarding adoption of a rule, the agency shall cause notice of the hearing to be published in the state register. The publication constitutes the proposal of a rule. The notice shall include a statement indicating whether RCW 34.05.328 applies to the rule adoption, and if that section is applicable, a statement that describes the methodology to be used to determine the probable benefits and probable costs of the rule, or that a preliminary analysis of the probable benefits and probable costs of the rule is available upon request.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to State Government.

**HB 1335** by Representatives Cooper, Sump, Berkey and Hudgins; by request of Parks and Recreation Commission

Continuing the development of water trail sites in Washington state.

Recognizes that the effort to develop water trail sites is a continuing need and that the commission provides beneficial expertise and consultation to water trail user groups, agencies, and private landowners for the existing Cascadia marine trail and Willapa Bay water trail.

Repeals RCW 79A.05.400, 79A.05.405, and 79A.05.420.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Fisheries, Ecology & Parks.

**HB 1336** by Representatives Linville, Kirby, Grant, Rockefeller, Quall, Hunt, Shabro, Jarrett, Delvin, Morris and Conway; by request of Governor Locke

Concerning watershed planning grants and implementation lead agencies.

Provides that, upon approval of the watershed plan, the implementing governments may name an implementation lead agency. Implementing governments are local governments, tribal governments, or other units of government that formally accept obligations for plan implementation.

Declares that the role of the implementation lead agency is to provide coordination and oversight during the implementation of the plan.

Requires implementing governments, with the advice of a planning unit or similar group, to provide for periodic review of approved watershed plans and consider recommending amendments if needed. Approval of amendments to a plan must be through the county legislative authorities, following the procedures in RCW 90.82.130. Once approved, the obligations voluntarily accepted by implementing agencies become binding as provided in RCW 90.82.130.

Provides that within one year of accepting funding for plan coordination and oversight, the implementing governments must complete a detailed implementation plan. The implementation plan must include coordination of salmon recovery projects with lead entities working under chapter 246, Laws of 1998.

Declares that submittal of a detailed implementation plan to the department is a condition for receiving grants for the second and all subsequent years of the phase four grant.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Agriculture & Natural Resources.

**HB 1337** by Representatives Rockefeller, Schoesler, Lantz, Linville, Shabro, Jarrett, Kirby, Grant, Quall, Hunt, Delvin, Woods, Chandler, Morris, Conway, Bush, Anderson and Pflug; by request of Governor Locke

Concerning the construction of an additional or replacement well.

Establishes procedures and requirements for the construction of an additional or replacement well.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Agriculture & Natural Resources.

**HB 1338** by Representatives Linville, Kirby, Lantz, Rockefeller, Shabro, Jarrett, Grant, Quall, Hunt, Delvin, Wallace, Woods, Benson, Morris and Conway; by request of Governor Locke

Providing additional certainty for municipal water rights.

Declares an intent to provide additional certainty for municipal water rights, in conjunction with establishing clear requirements for the efficient use of the state's water resources.

Intends that municipal water suppliers with water rights, the sources of which are located within watershed planning areas, be allowed under certain conditions to: (1) Change or transfer unperfected amounts of water under such rights;

(2) Develop new rights or change or transfer existing rights that would impact stream flows if appropriate mitigation is provided; and

(3) Enter into contracts with the department of ecology to assist in implementing the objectives of watershed plans, basin plans, or regional water management plans.

Declares an intent that: (1) Water resources be managed to ensure the safe supply of water for drinking and sanitation needs for all citizens of the state;

(2) Valid rights to the use of water, both for instream and out-of-stream purposes be protected;

(3) Water resources be managed to ensure preservation of environmental values, including instream resources;

(4) Water supplies be managed to meet planned growth, and growth must be planned to responsibly address water supplies;

(5) Water resources be managed to ensure both efficient use of water and efficient use of financial resources to secure affordable supplies; and

(6) Water resource management decisions be made within a broad context of local community and state interests.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Agriculture & Natural Resources.

**HB 1339** by Representatives Simpson, Benson and Schual-Berke; by request of Department of Financial Institutions

Regulating escrow agents and officers.

Provides for the regulation of escrow agents and officers.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Financial Institutions & Insurance.

**HB 1340** by Representatives Cooper, Benson, Schual-Berke and McIntire; by request of Governor Locke

Regulating check cashers and sellers.

Provides for the regulation of check cashers and sellers.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Financial Institutions & Insurance.

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### House Joint Resolutions

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**HJR 4205** by Representatives Lantz, Carrell, Campbell, Darneille, O'Brien and Chase

Changing the membership of the commission on judicial conduct.

Proposes an amendment to the state Constitution to revise the membership of the commission on judicial conduct.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Judiciary.

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### Senate Bills

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**SB 5291** by Senator Kastama

Enacting the Washington clean elections act.

Establishes an alternative campaign financing option available to candidates running for state senator and state representative. The alternative campaign financing program is funded entirely through voluntary donations made by individuals.

Directs the commission to administer this act and the Washington clean elections account. Participating candidates must also comply with all other applicable election and campaign laws and regulations.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Government Operations & Elections.

**SB 5292** by Senators Eide, B. Sheldon, Shin, Poulsen and Kohl-Welles

Extending the life of frequent ferry user coupons.

Declares that frequent user coupons for the Washington state ferry system are valid for one year from the date of

purchase, after which time the tickets will not be accepted for passage. Unused coupons are eligible for refund up to one year from the date of purchase.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Highways & Transportation.

**SB 5293** by Senators Keiser, Deccio, Kohl-Welles, B. Sheldon and Winsley

Revising the form for initiative and referendum petitions. Revises RCW 29.79.080 relating to the form for initiative and referendum petitions.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Government Operations & Elections.

**SB 5294** by Senators Kohl-Welles, Regala, Carlson, B. Sheldon and Shin

Clarifying the work study aspect of "work activity" under the TANF program.

Provides that students who work the maximum state or federal work-study offered to them by their educational institution while attending the accompanying education program shall be considered full-time WorkFirst participants.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Children & Family Services & Corrections.

**SB 5295** by Senators Horn, Haugen, Kline and Schmidt

Imposing a fee on studded tires.

Provides that, beginning July 1, 2003, a fee of fifteen dollars per tire is levied on the sale of each studded tire and lightweight studded tire, regardless of the wholesale or retail value of the studded tire.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Highways & Transportation.

**SB 5296** by Senators Horn, Haugen, Kline and Esser

Removing barriers to transportation services. Removes restrictions to transportation services.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Highways & Transportation.

**SB 5297** by Senators Horn and Haugen

Allowing reciprocal waiver of driver's license exams.

Recognizes that over twenty other states have entered into informal reciprocal agreements with other nations to waive driver's license testing requirements in order to ease the transition of personnel to and from those states. By removing an unnecessary barrier to efficient personnel

mobility it is the intent of the legislature to strengthen and diversify Washington's economy.

Authorizes the department to enter into an informal agreement with one or more other nations to waive the requirement for licensed drivers, age eighteen years or older, from that nation to take all or any part of the driver's license examination.

Provides that the department may only enter into an agreement with a nation if: (1) The nation has procedures in place to verify the validity of drivers' licenses issued by that nation; and

(2) The nation has agreed to waive all or any part of the driver's license examination and education requirements for Washington licensed drivers applying for a driver's license in that nation.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Highways & Transportation.

**SB 5298** by Senators Morton and Doumit; by request of Commissioner of Public Lands

Limiting the impact on small forest landowners caused by forest road maintenance and abandonment requirements.

Finds that the 1999 act known as the forests and fish law contains a requirement for all forest landowners to complete a road maintenance and abandonment plan. In the time since the law's 1999 enactment, it has become clear that the road maintenance and abandonment plan requirement may cause an unforeseen and unintended disproportionate financial hardship on small forest landowners.

Finds that the commissioner of public lands and the governor have explored solutions that minimize the hardship caused to small forest landowners by the forest road maintenance and abandonment requirements of the forests and fish law, while maintaining protection for public resources.

Declares that this act represents the bulk of the recommendations stemming from that process.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Natural Resources, Energy & Water.

**SB 5299** by Senators Stevens, Reardon, Esser, Finkbeiner, Johnson and T. Sheldon

Concerning promotional service offerings.

Provides that, for promotional service offerings not to exceed ninety days, a telecommunications company may file a change to a price list or tariff that contains only decreases to filed rates or waives conditions, and that shall be effective upon filing or such other date specified by the company. The price list or tariff is not subject to suspension by the commission.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Technology & Communications.

**SB 5300** by Senators Zarelli, Poulsen and Fairley

Concerning projects to be funded by loans from the public works assistance account.

Provides authorization for projects recommended by the public works board.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Ways & Means.

**SB 5301** by Senators Winsley, Fraser, Kline, Keiser, B. Sheldon, Prentice, Thibaudeau, Haugen, Regala, Kohl-Welles, Franklin and Rasmussen

Retiring early in the public employees' retirement system, plan 2.

Revises provisions relating to early retirement in the public employees' retirement system, plan 2.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Ways & Means.

**SB 5302** by Senators Honeyford and Keiser; by request of Liquor Control Board

Changing provisions relating to the summary suspension of a liquor license pending revocation proceedings.

Revises provisions relating to the summary suspension of a liquor license pending revocation proceedings.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Commerce & Trade.

**SB 5303** by Senators West, Brown, Horn, Carlson, Schmidt, Shin, Esser and Kohl-Welles; by request of University of Washington

Changing provisions for financing contracts for state university research facilities or equipment.

Revises provisions for financing contracts for state university research facilities or equipment.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Ways & Means.

**SB 5304** by Senators Kohl-Welles, Carlson, Brown, Horn, Rossi, B. Sheldon, Mulliken, Schmidt, Johnson, Shin and Franklin

Creating a program to increase undergraduate enrollment in high-demand fields and programs.

Provides that a program to contract for undergraduate placements in high-demand fields and programs, as evidenced by current limited access, is created. The higher education coordinating board shall administer the program, subject to appropriation.

Authorizes the board to accept applications for an enrollment contract from an in-state or border-state, private nonprofit institution but only where such entities have agreed to partner with a public, Washington state college or university to deliver the educational program in high demand.

Requires participating institutions to cooperate with the board to collect the data necessary to report to the governor and the legislature on the impact of the program in this act, particularly the degree of improved access to high-demand fields and programs for students and successful job placements for graduates.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Higher Education.

**SB 5305** by Senators Mulliken, T. Sheldon, Sheahan, Reardon and Esser

Reviewing the state's need for construction aggregates.

Finds that not all mineral resources of long-term commercial significance can be used as construction aggregates and not all regions of the state have sufficient supplies of construction aggregates. As a result, projects may not be completed timely, economically, and with the quality of aggregates necessary for long-term durability.

Creates a committee to study the state's need for aggregate.

Requires the committee to: (1) Determine whether the goals and requirements under chapter 36.70A RCW are being met with regard to the identification, designation, and supply of aggregate necessary to meet the twenty-year comprehensive plans and whether sufficient quality and quantity of aggregate is available to meet the transportation elements of the department of transportation, county, city, or municipal projects, and private projects;

(2) Determine whether environmental review procedures allow the efficient processing of permit applications without reducing environmental protection and without undermining the expectation that a successful project will receive a permit in a timely manner;

(3) Ensure the state has competitive and efficient industries by evaluating and identifying areas of redundant, duplicative, and costly regulations and suggesting remedies to eliminate those inefficient impediments;

(4) Consider how the aggregate and affiliated industries should be regulated; and

(5) No later than December 15, 2003, prepare and submit to the legislature its findings and any legislation necessary.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Land Use & Planning.

**SB 5306** by Senators Roach, Kastama, Horn, Fairley and McCaslin; by request of Public Disclosure Commission

Revising campaign finance reporting requirements for out-of-state political committees.

Provides that an out-of-state political committee organized for the purpose of supporting or opposing candidates or ballot propositions in another state that is not otherwise required to report under RCW 42.17.040 through 42.17.090 shall report as required in this act when it makes an expenditure supporting or opposing a Washington state candidate or political committee.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Government Operations & Elections.

**SB 5307** by Senators Mulliken, Finkbeiner, Stevens, McCaslin, Hale and Esser

Requiring local governments to issue project permits in a timely manner.

Provides that, except as otherwise provided in this act, a local government planning under RCW 36.70A.040 shall

issue its notice of final decision on a project permit application within one hundred twenty days after the local government notifies the applicant that the application is complete, as provided in RCW 36.70B.070.

Declares that, if the local government is unable to issue its final decision within the time limits provided for in this act, the project permit application must be deemed approved. If no notice of final decision is issued to the applicant by the local government under RCW 36.70B.130, then the written determination of complete application under RCW 36.70B.070 is conclusive evidence of project approval as of the date when the project is deemed approved.

Applies to project permit applications filed on or after January 1, 2004.

Requires an advisory group to be established by the legislature to review the procedures in this act and to make recommendations to the legislature concerning modifications to those procedures.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Land Use & Planning.

**SB 5308** by Senators Mulliken, T. Sheldon, Morton and McCaslin

Restricting growth management hearings board review of plan and regulation compliance to adoption actions only.

Restricts growth management hearings board review of plan and regulation compliance to adoption actions only.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Land Use & Planning.

**SB 5309** by Senators Mulliken, T. Sheldon, Stevens, Honeyford, Morton, McCaslin and Schmidt

Requiring senate confirmation of appointees to growth management hearings boards.

Requires senate confirmation of appointees to growth management hearings boards.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Land Use & Planning.

**SB 5310** by Senators Morton, Hargrove and Haugen

Establishing bond requirements for title insurance agent licenses.

Designates bond requirements for title insurance agent licenses.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Financial Services, Insurance & Housing.

**SB 5311** by Senators Kastama, Eide, Hale, Kline, Rasmussen and Shin

Enhancing government accountability.

Finds that: (1) Public confidence in government is essential and programs to continuously improve quality, efficiency, and effectiveness of public functions must be enhanced in order to restore public trust;

(2) Washington state government and other entities that receive tax dollars must transform the way it operates and delivers services in order to respond to severe, ongoing budget shortfalls and declining revenues, and ensure citizens receive value for their tax dollars;

(3) A strong, objective, and independent board is necessary to help develop, oversee, and monitor accountability systems for all government to ensure that public entities accomplish intended goals and outcomes, and that management systems, customer satisfaction, and efficiency are world class in performance; and

(4) Fair, independent, professional performance audits of government systems by the state auditor are essential to improving the efficiency and effectiveness of government entities.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Government Operations & Elections.

**SB 5312** by Senator Kastama

Requiring quality management programs for state agencies.

Directs each state agency to, within available funds, develop and implement a quality management program to improve the quality, efficiency, and effectiveness of the public services it provides through business process redesign, employee involvement, and other quality management techniques. Each agency shall ensure that front line agency employees are engaged in the program and shall provide employees with the training necessary for successful implementation of efforts toward quality improvement.

Requires state agencies whose chief executives are appointed by the governor to report program results to the governor on a regular basis. State agencies whose chief executives are elected officials other than the governor shall report program results to the elected official on a regular basis.

Directs each state agency to integrate efforts made under this act with quality management programs undertaken under executive order or other authority. The office of insurance commissioner, the department of natural resources, and four-year institutions of higher education shall develop and implement a complete quality management program by June 30, 2006. All other state agencies shall develop and implement a complete quality management program by June 30, 2004.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Government Operations & Elections.

**SB 5313** by Senators Kastama, Kohl-Welles, Thibaudeau, Rasmussen and Poulsen

Enacting the Washington health care recovery act.

Finds that: (1) Despite numerous efforts to improve health care in the state, the crisis continues to worsen;

(2) While this crisis is caused, to a great degree, by rising costs associated with changing demographics and the increasing availability of costly drugs and treatments, it is equally due to the lack of effective public policy governing the purpose of a health care system, its governance and financing, and related individual and/or organizational responsibilities;

(3) Employer-based coverage has been on the decline for some time because the cost of providing adequate worker coverage can significantly affect the viability of a business,

while minimal employer contributions can place an undue burden upon the worker; and

(4) While consumer choice is important, the growing demand on existing resources requires that funding be focused on services identified to improve health status in the most economical manner.

Provides that, by January 1, 2005, a carrier offering any individual health benefit plan shall offer to all individuals a health benefit plan providing benefits identical to those included in the basic health plan under chapter 70.47 RCW. Such a plan is not required to include any benefits other than those in the basic health plan and is to be known as the Washington standard plan.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Health & Long-Term Care.

**SB 5314** by Senators Thibaudeau, Winsley, Haugen, Horn, Regala, Fairley, Keiser, B. Sheldon, Kohl-Welles, Finkbeiner, Spanel, Eide, Franklin, T. Sheldon, Fraser, Jacobsen, Kline, Poulsen and Prentice

Requiring medically accurate information in sex education courses.

Requires medically accurate information in sex education courses.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Education.

**SB 5315** by Senators Kohl-Welles, Kline, Regala and Thibaudeau

Creating a ballistics imaging data base.

Declares that, for the purposes of this act, "ballistics image" means the unique characteristics that each firearm imprints on projectiles and spent cartridge casings.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**SB 5316** by Senators Kohl-Welles, Regala, Kline and Thibaudeau

Regulating the sale of firearms at gun shows and events.

Establishes provisions to regulate the sale of firearms at gun shows and events.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**SB 5317** by Senators Kohl-Welles, Regala, Kline and Thibaudeau

Encouraging safe storage of firearms.

Declares that, except as otherwise provided in this act, a person is guilty of reckless endangerment if the person stores or leaves a loaded firearm in a location where the person knows, or reasonably should know, that a child is likely to gain access, and a child obtains possession of the loaded firearm.

Does not apply if: (1) The firearm is secured in a locked box, gun safe, other secure locked storage space, or secured with a lock or any device that prevents the firearm from discharging;

(2) The child's access to the firearm is supervised by an adult;

(3) The child's access to the firearm was obtained as a result of an unlawful entry; or

(4) The child's access to the firearm was in accordance with RCW 9.41.042.

Provides that, when selling any firearm, every dealer shall offer to sell or give the purchaser a locked box, gun safe, a lock, or any device that prevents the firearm from discharging.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.

**SB 5318** by Senators T. Sheldon, Doumit, Hale and Esser

Extending a tax credit for persons engaged in a rural county in the business of providing information technology help desk services to third parties.

Extends a tax credit for persons engaged in a rural county in the business of providing information technology help desk services to third parties to December 31, 2008.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Economic Development.

**SB 5319** by Senators T. Sheldon, Hale and Esser

Authorizing sales and use tax exemptions for call centers.

Authorizes sales and use tax exemptions for call centers.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Economic Development.

**SB 5320** by Senators Oke, Doumit, Sheahan, Swecker, Jacobsen and Kline; by request of Parks and Recreation Commission

Continuing the development of water trail sites in Washington state.

Recognizes that the effort to develop water trail sites is a continuing need and that the commission provides beneficial expertise and consultation to water trail user groups, agencies, and private landowners for the existing Cascadia marine trail and Willapa Bay water trail.

Repeals RCW 79A.05.400, 79A.05.405, and 79A.05.420.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Parks, Fish & Wildlife.

**SB 5321** by Senators Johnson and Prentice

Including hospital districts in the definition of "local government" for chapter 39.96 RCW.

Includes hospital districts in the definition of "local government" for chapter 39.96 RCW.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Government Operations & Elections.

**SB 5322** by Senators Swecker, Fraser, Jacobsen, Fairley, Spanel, Oke, Doumit, Kastama, Horn, Kline, Schmidt, Winsley and Kohl-Welles

Permitting hearings on initiatives and referendums.

Finds that as the state officer with the responsibility of certifying measures to the ballot, the secretary of state should provide a formal opportunity for the general public to hear information about the impact of a ballot measure in a public setting with an opportunity for both proponents and opponents of a measure to present their arguments.

Intends for the secretary to be a facilitator in this process and as such should maintain a neutral or nonbiased course of action throughout the public hearing process.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Government Operations & Elections.

**SB 5323** by Senator Honeyford; by request of Department of Labor & Industries

Modifying industrial insurance wage provisions.

Revises industrial insurance wage provisions.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Commerce & Trade.

**SB 5324** by Senators Kohl-Welles, Roach and Thibaudeau

Authorizing leave for organ donation.

Provides that all executive agencies shall allow employees to take paid leave, not to exceed five days in a two-year period, as needed to participate in life-giving procedures. Such leave shall not be charged against sick leave or annual leave, and use of leave without pay is not required.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Commerce & Trade.

**SB 5325** by Senators Winsley, Franklin, Kastama, Rasmussen, Oke and Regala

Allocating money to cities and towns that provide services for state hospitals.

Directs the secretary of social and health services to reimburse any city or town in which there is located a state hospital for the costs of providing any law enforcement, prosecutorial, judicial, and judicial facilities for criminal activities related to the state hospital. Reimbursement shall be based in part on the costs for providing daily twenty-four-hour law enforcement coverage for the hospital.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Children & Family Services & Corrections.

**SB 5326** by Senators Winsley, B. Sheldon, Doumit and T. Sheldon

Creating regional fire protection service authorities.

Finds that: (1) The ability to respond to emergency situations by many of Washington state's fire protection jurisdictions have not kept up with the state's needs, particularly in urban regions;

(2) Providing a fire protection service system requires a shared partnership and responsibility between the federal, state, local, and regional governments and the private sector;

(3) There are efficiencies to be gained by regional fire protection service delivery while retaining local control; and

(4) Timely development of significant projects can best be achieved through enhanced funding options for regional fire protection service agencies, using already existing tax authority to address fire protection emergency service needs and new authority to address critical fire protection projects and emergency services.

Provides that, if approved by the majority of the voters within its boundaries voting on the ballot proposition, a regional fire protection service authority may impose a sales and use tax of up to 0.5 percent of the selling price or value of the article used in the case of a use tax. The tax authorized by this act is in addition to the tax authorized by RCW 82.14.030 and must be collected from those persons who are taxable by the state under chapters 82.08 and 82.12 RCW upon the occurrence of any taxable event within the taxing district.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Government Operations & Elections.

**SB 5327** by Senators Deccio, Thibaudeau and Parlette

Clarifying the scope of practice of a dental hygienist.

Authorizes a hygienist to place antimicrobials and antibiotics on the surface of the teeth.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Health & Long-Term Care.

**SB 5328** by Senators Benton, Oke, Shin, Rasmussen, Schmidt and Prentice

Creating special license plates for military veterans.

Establishes special license plates for military veterans.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Highways & Transportation.

**SB 5329** by Senators Benton, Shin, Johnson, Oke, Rasmussen, Schmidt and Prentice

Issuing "United We Stand" license plates.

Provides for "United We Stand" license plates.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Highways & Transportation.

**SB 5330** by Senators Benton, Prentice, Winsley, Rasmussen, Reardon, Zarelli, McCaslin, Oke and Rasmussen

Removing a fixed schedule of license plate replacement.

Amends RCW 46.16.233 to delete a fixed schedule of license plate replacement.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Highways & Transportation.

**SB 5331** by Senators Honeyford, B. Sheldon, Parlette, Regala, Hewitt, Hale and T. Sheldon; by request of Governor Locke

Providing additional certainty for municipal water rights.

Declares an intent to provide additional certainty for municipal water rights, in conjunction with establishing clear requirements for the efficient use of the state's water resources.

Intends that municipal water suppliers with water rights, the sources of which are located within watershed planning areas, be allowed under certain conditions to: (1) Change or transfer unperfected amounts of water under such rights;

(2) Develop new rights or change or transfer existing rights that would impact stream flows if appropriate mitigation is provided; and

(3) Enter into contracts with the department of ecology to assist in implementing the objectives of watershed plans, basin plans, or regional water management plans.

Declares an intent that: (1) Water resources be managed to ensure the safe supply of water for drinking and sanitation needs for all citizens of the state;

(2) Valid rights to the use of water, both for instream and out-of-stream purposes be protected;

(3) Water resources be managed to ensure preservation of environmental values, including instream resources;

(4) Water supplies be managed to meet planned growth, and growth must be planned to responsibly address water supplies;

(5) Water resources be managed to ensure both efficient use of water and efficient use of financial resources to secure affordable supplies; and

(6) Water resource management decisions be made within a broad context of local community and state interests.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Natural Resources, Energy & Water.

**SB 5332** by Senators Honeyford, Fraser, Parlette, B. Sheldon, Hale, Regala, Hewitt and Doumit; by request of Governor Locke

Concerning watershed planning grants and implementation lead agencies.

Provides that, upon approval of the watershed plan, the implementing governments may name an implementation lead agency. Implementing governments are local governments, tribal governments, or other units of government that formally accept obligations for plan implementation.

Declares that the role of the implementation lead agency is to provide coordination and oversight during the implementation of the plan.

Requires implementing governments, with the advice of a planning unit or similar group, to provide for periodic review of approved watershed plans and consider recommending amendments if needed. Approval of amendments to a plan must be through the county legislative authorities, following the procedures in RCW 90.82.130. Once approved, the obligations voluntarily accepted by implementing agencies become binding as provided in RCW 90.82.130.

Provides that within one year of accepting funding for plan coordination and oversight, the implementing governments must complete a detailed implementation plan. The implementation plan must include coordination of salmon recovery projects with lead entities working under chapter 246, Laws of 1998.

Declares that submittal of a detailed implementation plan to the department is a condition for receiving grants for the second and all subsequent years of the phase four grant.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Natural Resources, Energy & Water.

**SB 5333** by Senators Parlette, Fraser, Honeyford, B. Sheldon, Hale, Doumit, Hewitt and Rasmussen; by request of Governor Locke

Clarifying and consolidating procedures for trust water rights and authorizing creation of water banks.

Finds that the trust water rights program is an important tool in meeting the state's current and future needs for water, both instream and out-of-stream.

Finds that the existing procedures for establishing trust water rights are unnecessarily complex, and are difficult to explain and administer.

Declares that groups currently developing local watershed plans and regional water management programs are seeking an effective means to facilitate multiple, voluntary transfers of existing water rights to address presently unmet needs and future needs.

Declares an intent to enhance the effectiveness of the trust water rights program by improving existing incentives, removing disincentives, clarifying and consolidating procedures for establishing trust water rights, and authorizing the creation of water banks.

Repeals provisions of chapters 90.38 and 90.42 RCW.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Natural Resources, Energy & Water.

**SB 5334** by Senators Honeyford, Hale, Parlette, B. Sheldon, Hewitt and T. Sheldon; by request of Governor Locke

Concerning the construction of an additional or replacement well.

Establishes procedures and requirements for the construction of an additional or replacement well.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Natural Resources, Energy & Water.

**SB 5335** by Senators Zarelli, Haugen, Prentice, Mulliken, Benton, Oke and Carlson

Defining "motorcycle helmet."

Declares that, for purposes of this act, "motorcycle helmet" means a protective covering for the head consisting of a hard outer shell, padding adjacent to and inside the outer shell, and a neck or chin strap type retention system with a sticker indicating that the motorcycle helmet meets standards established by the United States Department of Transportation.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Highways & Transportation.

**SB 5336** by Senators Esser, Kline, Johnson, Thibaudeau, Eide, Brandland and Schmidt

Changing the membership of the commission on judicial conduct.

Revises the membership of the commission on judicial conduct.

Provides that this act takes effect January 1, 2004, if the proposed amendment to Article IV, section 31 of the state Constitution (House Joint Resolution No. . . ., changing the membership of the commission on judicial conduct) is validly submitted to and is approved and ratified by the voters at the next general election. If the proposed amendment is not approved and ratified, this act is void in its entirety.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Judiciary.

**SB 5337** by Senators Horn, Haugen and Rasmussen; Management by request of Office of Financial

Revising the agency council on coordinated transportation.

Revises the agency council on coordinated transportation.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Highways & Transportation.

**SB 5338** by Senators Horn and Haugen; by request of Governor Locke

Making 2003-05 transportation appropriations.

Makes 2003-05 transportation appropriations.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Highways & Transportation.

**SB 5339** by Senators Horn and Haugen; by request of Governor Locke

Making 2001-03 supplemental transportation appropriations.

Makes 2001-03 supplemental transportation appropriations.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Highways & Transportation.

**SB 5340** by Senators Horn, Haugen and T. Sheldon; by request of Governor Locke

Modifying the commute trip reduction program.

Revises the commute trip reduction program. Repeals RCW 47.01.900 and 82.67.050.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Highways & Transportation.

**SB 5341** by Senators Winsley, Kline, Thibaudeau, Carlson, Parlette and Kohl-Welles

Establishing a quality maintenance fee on nursing facilities.

Declares that, without exemptions, there is levied and there shall be collected a quality maintenance fee on nursing facilities to be calculated in accordance with this act.

Provides that the quality maintenance fee shall be an amount determined each quarter by multiplying the patient days as reported by each nursing facility for each day of the quarter by the multiplier.

Requires each nursing facility to file a report with the department listing the patient days and gross income for the immediately preceding calendar year. The report shall be filed with the department by April 30th of each year beginning April 30, 2004.

Provides that the quality maintenance fee, determined by the department in accordance with this act, shall be due and payable in accordance with RCW 82.32.045(1). The department has authority to impose penalties in accordance with RCW 82.32.050.

Requires the quality maintenance fee assessed and collected under this act, and any penalties imposed and collected pursuant to RCW 82.32.050, to be deposited in the nursing facility medicaid trust fund account created in this act.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Health & Long-Term Care.

**SB 5342** by Senators Winsley, Kline, Thibaudeau, Carlson, Parlette and Kohl-Welles

Concerning nursing facility payment method improvements.

Provides for nursing facility payment method improvements.

Repeals RCW 74.46.421.

-- 2003 REGULAR SESSION --

Jan 22 First reading, referred to Health & Long-Term Care.

**SB 5343** by Senators Parlette, Doumit, Mulliken, Hale and Deccio

Allowing WRIA 40 to be divided for the purposes of chapter 90.82 RCW.

Declares that, for purposes of chapter 90.82 RCW, WRIA 40 must be divided so that the portion of the WRIA located entirely within Chelan county is WRIA 40a and the remaining portion is WRIA 40b. Planning may be conducted separately for WRIA 40a and 40b. WRIA 40a is eligible for one-half of the funding available for a single WRIA, and WRIA 40b is eligible for one-half of the funding available for a multi-WRIA area.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Natural Resources, Energy & Water.

**SB 5344** by Senators Haugen, Stevens, Shin and Schmidt

Designating highways of statewide significance.

Designates that portion of state route number 9 that runs from state route number 522 to the Canadian border.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Highways & Transportation.

**SB 5345** by Senators Haugen, Swecker, Doumit, Morton, Rasmussen, Hargrove and Horn

Excluding certain drainage infrastructure from fishway provisions.

Declares that RCW 77.55.060 shall not apply to installed drainage infrastructure including dikes, drains, tide gates, pumps, drainage tiles, and drainage pipe existing as of the effective date of this act, nor to the repair, improvement, or replacement of such infrastructure, that protect land used for agricultural, residential, industrial, commercial, recreational, transportation, parking facilities, or other legal uses.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Parks, Fish & Wildlife.

**SB 5346** by Senators Haugen, Swecker, Doumit, Morton, Rasmussen, Hargrove, Horn and Spanel

Requiring compensation for damage by required changes to tide gate operation.

Declares that the department shall be responsible for any damage to public or private property that results from a requirement the department imposed as a condition on a hydraulic project approval issued under RCW 77.55.100 or other permit issued by the department, that changes the operating characteristics of tide gates.

Provides that persons adversely affected by changes required by the department to a tide gate shall notify in writing both the owner of the tide gate and the department describing the damage that is occurring. The department shall investigate all complaints received and respond within thirty days of the receipt of the complaint. If the damage is determined to be ongoing, the department shall either: (1) Immediately require the return of the tide gate to its original operating characteristics; or

(2) enter into an agreement with all damaged parties to compensate for the loss.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Agriculture.

**SB 5347** by Senators Haugen, Swecker, Doumit, Morton, Rasmussen and Horn

Creating a program for restoration and enhancement of salmonid habitat on publicly owned lands.

Finds that while it has authorized regulatory approaches by state and local governments to protect fish habitat and other critical areas, it has not required nor authorized regulatory approaches to be taken to restore or enhance fish habitat.

Finds that there are hundreds of acres primarily outside the dikes within the county under public ownership primarily under the management control of the department of natural resources and the department of fish and wildlife that have the potential to provide equal or greater value as fish habitat that have not been examined.

Declares that the purpose of this act is to require a concerted effort be made to fully use the potential to restore and enhance fishery habitat on these publicly owned lands as the highest priority.

Recognizes that this effort needs to involve representatives from a wide spectrum of the public and the involved agencies, and that it be comprised primarily by people who have first-hand knowledge of the area and who understand its history.

Creates a program for restoration and enhancement of salmonid habitat on publicly owned lands in Skagit county.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Parks, Fish & Wildlife.

**SB 5348** by Senators Haugen, Swecker, Doumit, Morton, Rasmussen, Hargrove, Horn, Spanel and Esser

Regarding fish barriers at fish hatcheries.

Provides that, by September 15, 2003, the department shall provide for an operating fishway at the fish barrier dam located at the fish hatchery on the Samish river. The fishway may be closed only during the period of time that broodstock are being captured to fulfill the needs of the hatchery. The department shall maintain a public record of the period of time that the fishway is closed to upstream migrating anadromous fish.

Directs the department to conduct an inventory of all barriers that exist at fish hatcheries in the state that block access to natural habitat to the upstream migration of anadromous fish.

Requires the inventory to be submitted to the legislature by December 1, 2003.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Parks, Fish & Wildlife.

**SB 5349** by Senators Haugen, Swecker, Doumit, Morton, Rasmussen, Hargrove, Horn, Stevens, Spanel and Franklin

Including drainage ditches and tide gates within the scope of a special district's flood control and drainage control activities.

Amends RCW 85.38.180 to include drainage ditches and tide gates within the scope of a special district's flood control and drainage control activities.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Agriculture.

**SB 5350** by Senators Haugen, Swecker, Doumit, Rasmussen, Hargrove, Stevens and Spanel

Requiring the governor to appoint the director of fish and wildlife.

Provides for the governor to appoint the director of fish and wildlife.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Parks, Fish & Wildlife.

**SB 5351** by Senators Haugen, Swecker, Doumit, Morton, Rasmussen, Hargrove, Horn, Stevens, Spanel and Esser

Requiring state agencies to first apply land use mandates to state lands.

Provides that state agencies shall comply with the local comprehensive plans and development regulations and amendments thereto adopted pursuant to chapter 36.70A RCW and must first implement on state-owned lands, any and all requirements they seek local governments to impose on private lands except as otherwise provided in RCW 71.09.250 (1) through (3), 71.09.342, and 72.09.333.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Land Use & Planning.

**SB 5352** by Senators Haugen, Swecker, Doumit, Morton, Rasmussen, Hargrove, Horn and Shin

Encouraging agricultural conservation programs.

Authorizes the department to enter into agreements with the commodity credit corporation of the United States department of agriculture to implement a conservation reserve enhancement program to assist in the restoration or enhancement of habitat for salmonids that have been listed as threatened or endangered species under the federal endangered species act and/or the improvement of water quality. The program shall continue to be delivered by conservation districts organized under chapter 89.08 RCW.

Provides that, in administering this program, the goal of the department shall be to maximize the number of miles of stream habitat that are benefited by the program while minimizing the total number of acres of agricultural land that are taken out of production.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Agriculture.

**SB 5353** by Senators Haugen, Swecker, Doumit, Morton, Rasmussen, Hargrove, Horn and Stevens

Revising shoreline regulation as it relates to agriculture.

Revises shoreline regulation as it relates to agriculture.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Land Use & Planning.

**SB 5354** by Senators Haugen, Swecker, Doumit, Morton, Rasmussen, Mulliken, Hargrove, Horn and Stevens

Granting additional deference to local planning decisions.

Finds that the scope and breadth of decisions by the three growth management hearings boards and courts on appeal exceed legislative intent for review of local growth management choices resulting in erosion of the confidence of the public and of locally elected officials in growth management planning.

Finds that many decisions by growth management hearings boards, and superior and appellate courts have not accorded adequate deference to planning choices made by counties and cities.

Declares an intention that implementation of the growth management act focus on locally developed and locally implemented strategies including the designation of natural resource and critical areas, rather than planning based on decisions made at the state or regional level.

Declares that the purpose of this act is to reaffirm the validity of local decisions in growth management planning and to clarify the role of the state and the boards in the review and appeal of local plans and regulations.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Land Use & Planning.

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**Senate Joint Memorials**

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**SJM 8004** by Senators Morton, Haugen, Hargrove and T. Sheldon

Requesting that British Columbia refrain from releasing grizzly bears near our common border.

Requests that British Columbia refrain from releasing grizzly bears near our common border.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Parks, Fish & Wildlife.

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**Senate Joint Resolutions**

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**SJR 8209** by Senators Esser, Kline, Johnson, Thibaudeau, Eide, Brandland and Schmidt

Changing the membership of the commission on judicial conduct.

Proposes an amendment to the state Constitution to change the membership of the commission on judicial conduct.

**-- 2003 REGULAR SESSION --**

Jan 22 First reading, referred to Judiciary.



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# LIST OF BILLS IN DIGEST SUPPLEMENTS CONT.

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SB 5237	Supp.	6
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SB 5241	Supp.	6
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SB 5243	Supp.	6
SB 5244	Supp.	6
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SB 5254	Supp.	6
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SJR 8201	Supp.	1
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## HOUSE

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HB 1234	Supp.	7
HB 1235	Supp.	7
HB 1236	Supp.	7
HB 1237	Supp.	7
HB 1238	Supp.	7
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HB 1247	Supp.	7
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HJM 4000	Supp.	1
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HJM 4001	Supp.	1
HJM 4002	Supp.	1
HJM 4003	Supp.	1
HJM 4003-S	Supp.	5
HJM 4004	Supp.	2
HJM 4005	Supp.	3
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HJR 4200	Supp.	5
HJR 4201	Supp.	6
HJR 4202	Supp.	6
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HCR 4400	Supp.	1
HCR 4401	Supp.	1